

In: KSC-BC-2023-10

**The Specialist Prosecutor v. Sabit Januzi, Ismet Bahtijari and
Haxhi Shala**

Before: Pre-Trial Judge,

Judge Marjorie Masselot

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Counsel for Sabit Januzi

Date: 17 June 2024

Language: English

Classification: Public

Januzi Request to Extend Time for Filing a Pre-Trial Brief

Specialist Prosecutor

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1. On 5 June 2024, the Accused received notification of the decision of the former Pre-Trial Judge, Judge Nicolas Guillou, to extend the time for filing a defence pre-trial brief to 20 June 2024 (“Extension Decision”)¹.
2. In so extending the time, the Pre-Trial Judge paid heed to the fact that:
 - a. The accused intend to file pre-trial briefs;
 - b. A determination on whether a well-grounded suspicion has been established in relation to the amendments to the indictment against the Accused and co-accused, Mr Bahtijari, requested by the SPO pursuant to Rule 86(4) of the Rules is still forthcoming; and that
 - c. Such determination is necessary to enable the accused to respond to the charges in their pre-trial briefs².
3. Further, the “substantive nature of the pending matter” relating to the indictment was such that a postponement of the date for transmission of the case file to the Trial Panel was reasonable and justified under the circumstances.
4. Twelve days later the pending matter relating to the indictment remains unresolved.
5. There are only three working days remaining before the expiry of the present deadline for filing of a defence pre-trial brief of 20 June 2024. An application for a further extension of time for filing of a defence pre-trial brief, to permit

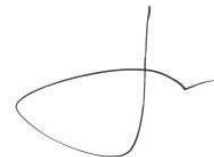
¹ KSC-BC-2023-10/F00324, *Decision on Bahtijari Request for Extension of Time*, Pre-Trial Judge, Public, 5 June 2024

² KSC-BC-2023-10/F00324, *Decision on Bahtijari Request for Extension of Time*, Pre-Trial Judge, Public, 5 June 2024 at paragraph 17-18

resolution of the indictment matter (and to permit the defence to consider and thereafter respond), cannot wait any longer (pursuant to Rule 76 of the Rules, applications for extension of time shall be filed sufficiently in advance to enable the Pre-Trial Judge to rule on the application before the expiry of the relevant time limit).

6. Moreover, there is good cause to extend the time limit: the circumstances have not changed since the Extension Decision, in which the matters set out in paragraph 2 above amounted to good cause and warranted an extension of time.
7. Accordingly, the Accused requests that the deadline to file any defence pre-trial brief is extended to 7 days after notification of the determination on whether a well-grounded suspicion has been established in relation to the amendments to the indictment against the Accused and co-accused, Mr Bahtijari requested by the SPO pursuant to Rule 86(4) of the Rules.
8. This filing is classified as public.

Word count: 409 words



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